



PATENT: Mail Stop AF
Customer No. 22,852
Attorney Docket No. 04284.0815

BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of:)
Toru TATEISHI) Group Art Unit: 2661
Application No.: 09/400,281) Examiner: Steven Blount
Filed: September 21, 1999) Confirmation No.: 3269
For: COMMUNICATION APPARATUS)
AND COMMUNICATION RATE)
SELECTING METHOD)
THEREOF)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Mail Stop AF

NOTICE OF APPEAL UNDER 37 C.F.R. § 41.31

Sir:

Applicant appeals to the Board of Patent Appeals and Interferences from the Examiner's decision mailed February 8, 2005.

The items checked below are appropriate:

1. A Petition for extension of time to respond to the final rejection was filed on [Date] extending the period for response to [Date].
2. A Petition for extension of time to further extend the period for response to July 8, 2005, is enclosed together with a check to cover the fee of \$450.
3. The Appeal Fee of \$500 (or \$250 if by small entity)

is enclosed or is to be charged to Deposit Account No. 06-0916.

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Please grant any extensions of time required to enter this response and charge
any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: July 8, 2005

By: Ronald J. Ward
Ronald J. Ward
Reg. No. 54,870